

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

JOSEPH P. MOFFITT, :  
Plaintiff : CIVIL ACTION NO. 3:13-1519  
v. : (JUDGE MANNION)  
TUNKHANNOCK AREA SCHOOL :  
DISTRICT and the TUNKHANNOCK  
AREA SCHOOL DISTRICT BOARD :  
OF SCHOOL DIRECTORS,  
: Defendants  
:

**ORDER**

For the reasons stated in the memorandum issued this same day, it is  
**HEREBY ORDERED THAT** the defendants' motion for summary judgment,  
(Doc. [39](#)), is **GRANTED IN PART** and **DENIED IN PART** as follows:

- (1) The defendants' motion for summary is granted with respect to claims arising in Counts II through VI of the amended complaint;
- (2) The defendants' motion for summary is denied with respect to claims arising in Count I of the amended complaint.

s/ *Malachy E. Mannion*  
**MALACHY E. MANNION**  
**United States District Judge**

**Dated: February 3, 2016**

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